

Calendar would be held at 8:30 a.m. tomorrow and that all bills would be considered on second reading in the order in which they are listed.

#### MEMORIAL RESOLUTIONS

**S.R. 325** - By Glasgow: In memory of Norman D. Porter of Mineral Wells.

**S.R. 326** - By Glasgow: In memory of Billy Ray Pilgrim of Mineral Wells.

**S.R. 327** - By Glasgow: In memory of Luther Ray Pack of Stephenville.

**S.R. 328** - By Glasgow: In memory of Margie Helm Stafford Hollis of Corinth.

**S.R. 329** - By Glasgow: In memory of Vinita Copeland of Fort Worth.

**S.R. 330** - By Glasgow: In memory of Mack Bogard of Lewisville.

**S.R. 331** - By Glasgow: In memory of Dr. Austin E. Hutcheson of Lewisville.

#### CONGRATULATORY RESOLUTIONS

**H.C.R. 180** - (Brown): Declaring April 2-8, 1989, "Metallurgy Week" in Texas.

**H.C.R. 181** - (Parker): Designating April as Texas Swing Month.

**S.R. 320** - By Ratliff: Extending congratulations to Coach Charles Martin and the Clarksville High School Tigers on winning the UIL District 14-3A and Region II-3A championships.

**S.R. 321** - By Johnson: Extending congratulations to Dr. C. B. T. Smith for his 36 years of service and on being selected Man of the Year.

**S.R. 322** - By Barrientos: Extending congratulations to Dr. David M. Austin for his contributions to the State and its people.

**S.R. 324** - By Henderson: Extending congratulations to Lorin Theiss on attaining the Gold Medal of Achievement.

**S.R. 332** - By Bivins: Recognizing Doug Dodson and Chris Ortega for each serving half the year as president of the Student Association and of T.J.C.S.G.A., and April Sessler as sponsor of the Amarillo College Student Association.

**S.R. 334** - By Brooks, Brown, Green, Henderson, Parker, Washington, Whitmire: Extending congratulations to Angie and Warren Schlieff on their 50th wedding anniversary.

#### RECESS

On motion of Senator Brooks, the Senate at 12:27 p.m. took recess until 8:30 a.m. tomorrow.

#### THIRTY-FOURTH DAY

(Continued)

(Thursday, March 30, 1989)

#### AFTER RECESS

The Senate met at 8:30 a.m. and was called to order by Senator Sims.

**SENATORS ANNOUNCED PRESENT**

Senators Caperton and Montford who had previously been recorded as "Absent-excused" were announced "Present."

**MESSAGE FROM THE HOUSE**

House Chamber  
March 30, 1989

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.C.R. 45**, Memorializing Congress to enact legislation opening the Arctic National Wildlife Refuge to oil and gas production.

**H.B. 1126**, Relating to the creation of the administrative panel to the Board of Pardons and Paroles, to the management and operations of the board, and to training programs for board members and certain board employees.

**H.B. 1038**, Relating to the transportation of wine out of the state.

**H.B. 1301**, Relating to the sale and purchase of redfish.

**H.B. 753**, Relating to the authority of the Menard County Hospital District to borrow money to pay its operating expenses.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**LOCAL AND UNCONTESTED BILLS CALENDAR**

The Presiding Officer (Senator Sims in Chair) announced that the time had arrived for consideration of the Local and Uncontested Bills Calendar.

Pursuant to Senate Rule 9.03(d), the following bills were laid before the Senate, read second time, amended where applicable, passed to engrossment/third reading, read third time and passed: (Vote on Constitutional Three-Day Rule and final passage indicated after the caption of each bill.)

**S.B. 177** (Washington) Relating to certain powers and duties of the Texas Real Estate Commission regarding license revocations. (29-1) Washington "Nay" (30-0)

**S.B. 227** (Carriker) Relating to the purchase of certain real property by Midwestern State University. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 298** (Caperton) Relating to support for a minor or adult disabled child. (29-1) Washington "Nay" (30-0)

**S.B. 331** (Henderson) Relating to the designation of certain county toll roads as controlled access toll roads. (28-2) Green, Washington "Nay" (29-1) Green "Nay"

**C.S.S.B. 389** (Parker) Relating to the operation of certain vehicles transporting poles for the maintenance of electric power transmission and distribution lines. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 391** (Krier) Relating to the arbitration or conciliation of international commercial disputes. (29-1) Washington "Nay" (30-0)

**S.B. 392** (Krier) Relating to providing a credit reporting bureau or similar organization with credit information regarding a person who is behind in child support payments. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 401** (Krier) Relating to children who have no presumed fathers. (29-1) Washington "Nay" (30-0)

**S.B. 412** (Caperton) Relating to filling a vacancy in the office of county commissioner. (29-1) Washington "Nay" (30-0)

**S.B. 444** (Armbrister) Relating to coding of certain plastic containers to facilitate recycling; providing a civil penalty. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 452** (Krier) Relating to certain technical and other corrections and revisions to the Property Code. (29-1) Washington "Nay" (30-0)

**S.B. 463** (Glasgow) Relating to the establishment of a community mental health or mental retardation center. (29-1) Washington "Nay" (30-0)

**S.B. 534** (Parmer) Relating to the investment of funds by certain districts and authorities. (29-1) Washington "Nay" (30-0)

**S.B. 537** (Harris) Relating to the delegation of the duties of a county judge to hear alcoholic beverage permit and license applications. (29-1) Washington "Nay" (30-0)

**S.B. 545** (Truan) Relating to the approval of certain State employee health fitness programs by the Texas Department of Health. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 577** (Montford) Relating to criminal law magistrates in Lubbock County. (29-1) Washington "Nay" (30-0)

**S.B. 590** (McFarland) Relating to validation of governmental acts and proceedings by municipalities. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 609** (Armbrister) Relating to the possession of certain fishing devices in or on public water. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 624** (Montford) Relating to the membership and continuation of the On-site Wastewater Treatment Research Council. (29-1) Washington "Nay" (30-0)

**S.B. 625** (Montford) Relating to the creation of security interests by certain transactions. (29-1) Washington "Nay" (30-0)

**S.B. 643** (Sims) Relating to the powers and duties of the Texas Mohair Producers Board and the Texas Pork Producers Board. (29-1) Washington "Nay" (30-0)

**S.B. 716** (Edwards) Relating to concurrent terms for counties in the 82nd Judicial District. (29-1) Washington "Nay" (30-0)

**S.B. 745** (Caperton) Relating to the authority of the Texas Board of Health to pay Medical Advisory Board members for their professional consultation services. (29-1) Washington "Nay" (30-0)

**S.B. 793** (Montford) Relating to disabled parking privileges for persons from other states or countries. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 846** (Dickson) Relating to the qualifications of the judge of the County Court at Law of Nolan County. (29-1) Washington "Nay" (30-0)

**S.B. 910** (McFarland) Relating to the charging of amounts for nonfiling insurance in connection with certain loans and transactions. (28-2) Green, Washington "Nay" (29-1) Green "Nay"

**C.S.S.B. 924** (Carriker) Relating to the delivery of an order withholding income of a person for the payment of child support to the employer of the person. (29-1) Washington "Nay" (30-0)

**S.B. 929** (Haley) Relating to the use of a facsimile signature and seal by the Texas Employment Commission. (29-1) Washington "Nay" (30-0)

**S.B. 930** (Montford) Relating to membership and credit in, and benefits and administration of, certain retirement systems for volunteer or paid fire fighters. (29-1) Washington "Nay" (30-0)

**S.B. 950** (Truan) Relating to advisory committees, allocation of powers, financial and performance audits, and terms of office and removal of board members of certain metropolitan rapid transit authorities. (29-1) Washington "Nay" (30-0)

**S.B. 972** (Truan) Relating to the supplemental compensation received by certain judges in Nueces County. (29-1) Washington "Nay" (30-0)

**C.S.S.B. 978** (McFarland) Relating to the use of certain abandoned motor vehicles by a police department. (29-1) Washington "Nay" (30-0)

**S.B. 1350** (Haley) Relating to the acquisition of real property in Shelby County by the Texas Department of Public Safety. (29-1) Washington "Nay" (30-0)

**H.B. 404** (Edwards) Relating to the designation of April 9 as "Former Prisoners of War Recognition Day." (29-1) Washington "Nay" (30-0)

#### **CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS CALENDAR**

The Presiding Officer (Senator Sims in Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

#### **ADJOURNMENT**

On motion of Senator Brooks, the Senate at 8:57 a.m. adjourned until 11:00 a.m. today.

#### **THIRTY-FIFTH DAY** (Thursday, March 30, 1989)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Caperton, Carriker, Dickson, Edwards, Glasgow, Green, Haley, Harris, Henderson, Johnson, Krier, Leedom, Lyon, McFarland, Montford, Parker, Ratliff, Santiesteban, Sims, Tejeda, Truan, Washington, Whitmire, Zaffirini.

Absent-excused: Parmer, Uribe.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Eternal Father and source of unfailing light and strength, we offer our thanks for this day in which we will have opportunities for service to others. As this day of work begins may each Member come to this session with renewed energy and confidence for the yet unfinished business of the legislature. We ask this in the name of our Lord. Amen.